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Date	November 19, 2004		
From	Susan M. Pellegrino		
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Documents transmitted to the U.S. Patent and Trademark Office

U.S. Patent Application Serial No.: 10/070,963

- 1) Fee Transmittal [IN DUPLICATE]
- 2) Reply to Office Action mailed on May 19, 2004
- 3) Request for Continued Examination (PTO/SB/30)
- 4) Certificate of Transmission under 37 CFR 1.8
- 5) Fax Cover Sheet

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on_November 19, 2004 ____

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For U.S. Patent Application Serial No. 10/070,963

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known FEE TRANSMITTAL 10/070,963 **Application Number** June 28, 2002 Filing Date for FY 2004 First Named Inventor Erwin Bischoff Effective 10/01/2003. Patent fees are subject to annual revision. Jennifer M. Kim Examiner Name Applicant claims small entity status. See 37 CFR 1.27 1617 Art Unit LeA 35 965 (\$) 1770.00 TOTAL AMOUNT OF PAYMENT Attorney Docket No FEE CALCULATION (continued) METHOD OF PAYMENT (check all that apply) 3. ADDITIONAL FEES Money Order Other None Check Credit card Large Entity , Small Entity Deposit Account: lFee Fee Description Fee Paid Code (\$) Deposit 13-3372 65 Surcharge - late filing fee or oath Account 2051 1051 130 Number Surcharge - late provisional filing fee or cover sheet 2052 50 25 Deposit 1052 Jeffrey M. Greenman Account Name 130 Non-English specification 1053 130 1053 The Director is authorized to: (check <u>all that epply)</u> 1812 2,520 For filing a request for ex parte reexamination 1812 2,520 Credit any overpayments Charge fee(s) indicated below 920 1804 920" Requesting publication of SIR prior to 1804 Charge any additional fee(s) or any underpayment of fee(s) Examiner action Charge fee(s) indicated below, except for the filing fee 1805 1,840° Requesting publication of SIR after 1805 1.840 Examiner action to the above-identified deposit account. Extension for reply within first month 2251 1251 110 55 FEE CALCULATION 210 Extension for reply within second month 420 2252 1252 980.00 1. BASIC FILING FEE 475 Extension for reply within third month 950 2253 1253 arge Entity Small Entity Fee Paid 740 Extension for reply within fourth month Fee Fee Code (\$) Fee Description 1254 1,480 2254 Fee Fee Code (\$) 1,005 Extension for reply within fifth month 1255 2.010 2255 Utility filing fee 1001 770 2001 385 1401 330 2401 165 Notice of Appeal Design filing fee 1002 340 2002 170 165 Fiting a brief in support of an appeal 1402 330 2402 Plant filing fee 2003 265 1003 530 145 Request for oral hearing 1403 290 2403 Reissue filing fee 2004 385 1004 770 1,510 Petition to institute a public use proceeding 1451 1451 1.510 2005 Provisional filing fee 80 1005 160 55 Petition to revive - unavoidable 1452 110 2452 SUBTOTAL (1) (\$) 1453 1.330 2453 665 Petition to revive - unintentional 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 1501 1 330 2501 665 Utility issue fee (or relssue) Fee Paid 1502 480 2502 240 Design issue fee Ext<u>ra Claim</u>s below Х 640 2503 320 Plant issue fee -20** = 1503 Independent 130 Petitions to the Commissioner 130 1460 1460 50 Processing fee under 37 CFR 1.17(q) Multiple Dependent 1807 50 1807 180 Submission of Information Disclosure Stmt Large Entity (180 1806 Small Entity 1806 40 Recording each patent assignment per Fee Description Code (\$) 40 8021 Code (5) 8021 property (times number of properties) Claims in excess of 20 385 Filing a submission after final rejection (37 CFR 1.129(a)) 2202 9 1202 18 770 2809 1809 Independent claims in excess of 3 2201 43 1201 86 385 For each additional invention to be examined (37 CFR 1.129(b)) Multiple dependent claim, if not paid 1810 770 2203 145 1203 290 ** Reissue independent daims 2204 43 790.00 1204 86 385 Request for Continued Examination (RCE) 2801 770 over original patent 1801 900 Request for expedited examination of a design application 900 1802 Reissue claims in excess of 20 1802 1205 18 2205 0 and over original patent Other fee (specify) (\$) SUBTOTAL (2) SUBTOTAL (3) (\$) 1770.00 "Reduced by Basic Filing Fee Paid **or number previously paid, if greater, For Reissues, see above (Complete (il applicable)) SUBMITTED BY Registration No. (203) 812-6450 Telephone 48.972 Name (Print/Type) Susan M. Pellegrino

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Under the Paperwork Reduction Act of 1989, no persons all 1880	_	Complete If Known							
FEE TRANSMITTA	ᆸ	Application Number 10/0			, 10/070,	0,963			
for EV 2004		Filing Date			June 28	June 28, 2002			
for FY 2004	•	First Named Inventor Erwin			or Erwin B	Bischoff			
Effective 10/01/2003. Patent fees are subject to annual revision.		Examiner Name Jennife			Jennifer	M. Kim			
Applicant claims small entity status. See 37 CFR 1.27		Art Unit 1617							
TOTAL AMOUNT OF PAYMENT (\$) 1770.00		Attorney Docket No. LeA 35				965			
METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)								
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Account 13-3372	105		2051	65	Surcharge - late f	iling fee or oa	ath .		
Deposit Account Jeffrey M. Greenman	1053	2 50	2052	25	Surcharge - late ; cover sheet	provisional fili	ng fee or		
Name The Director is authorized to: (check all that apply)	105		1053		Non-English spec				
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1003 530 2003 265 Plant filing fee	140		2402		Filing a brief in s		appeal		
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1005 160 2005 80 Provisional filing fee	1	1 1,510	1451		Petition to institute Petition to revive				
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1201 88 2201 43 Independent claims in excess or 3 1203 290 2203 145 Multiple dependent claim, if not paid	181	10 770	2810	385	For each addition	r each additional invention to be			
1204 86 2204 43 ** Reissue independent claims over original patent	1	01 770	2801		examined (37 C Request for Co	FR 1.129(6))	790.00	
1205 18 2205 g ** Reissue claims in excess of 20	18	-			Request for ex	cpedited exam			
and over original patent	Oth	Other fee (specify)							
SUBTOTAL (2) (\$) →or number previously paid, if greater, For Refssues, see above	·R	Reduced by Besic Filing Fee Paid SUBTOTAL (3) (\$) 1770.00						0.00	
(Complete (f applicable))									
SUBMITTED BY		Registration No. 48,972			Telephane (203) 812-6450				
Name (Print/Typo) Susan M. Pellegrino Signatura XI. Lellua		<u>i (A</u> llom) A	w/Aporth			Date	11/19/200	4	

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Attorney Docket No. LcA 33 965

NOV 1 9 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of Erwin Bischoff, et al.,

Serial No.: 10/070,963

Group Art Unit: 1617

Filed: June 28, 2002

Examiner: Jennifer M. Kim

For: Novel Combination for the Treatment of Sexual Dysfunction

CERTIFICATION OF MAILING UNDER 37 C.F.R. 1.8(a)

I hereby certify that this correspondence and any papers referred to as attached are being facsimile transmitted, on the date shown below, to

the U.S. Patent and Tradernark Office at (703) 872-9306.

Date: November 19, 2004

REPLY AND AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In reply to the Office Action mailed on May 19, 2004 (Paper No. 05062004), Applicants respectfully request reconsideration and reexamination of the present application in view of the following remarks.

Applicants respectfully petition the Commissioner for Patents under the provisions of 37 C.F.R. 1.136(a) to extend the time for filing a response to the Office Action mailed on May 19, 2004 for three months from August 19, 2004 to November 19, 2004. Please charge the fee for the three-month extension of time to Deposit Account No. 13-3372.

A Request for Continued Examination (RCE) has also been filed including the appropriate fee (PTO/SB/30).

REMARKS

Applicants respectfully request reconsideration and reexamination of the present application in light of the remarks below.

Claims 1, 5-10, and 12-26 are pending in this application.

Applicants note that the Examiner has withdrawn rejection of claims 18 and 19 under 35 U.S.C. § 112, second paragraph (Paper No. 05062004, page 2).